

AMERICAN NOTE IN FRYE CASE

Contraband and Vessels Carrying It Are Not to Be Destroyed.

Washington, June 28.—By agreement with the German foreign office the state department made public tonight the text of the note sent on June 24 by the United States asking Germany to reconsider her refusal to settle by direct diplomatic negotiations, instead of by prize court proceedings, the claim presented on behalf of the captain and owners of the American ship William P. Frye, sunk with her cargo of wheat by the commerce raider Prinz Eitel Friedrich. Ambassador Gerard cabled that he had delivered the note last Saturday afternoon.

The American government declares that inasmuch as Germany has admitted liability for the sinking of the Frye, under the treaty of 1828, prize court proceedings are unnecessary and not binding upon the United States.

Aside from the question of how the indemnity should be paid, the note brings out clearly the refusal of the United States to accept the contention that Germany has a right to stop the carrying of contraband by American ships by the destruction of the contraband and the ship carrying it. While no mention of submarine warfare was made in either the last German note or the present reply, occasion was taken to deny this right because of a belief that admission

of it now might in the future be used as a justification for submarine attacks on American ships.

Full Text of Note.

Here follows the text of the note, which is addressed by Secretary Lansing to Ambassador Gerard in Berlin: Department of State, Washington, June 24, 1915.

"You are instructed to present the following note to the German minister of foreign affairs:

"I have the honor to inform your excellency that I duly communicated to my government your note of the 7th instant on the subject of the claim presented in my note of April 3 last, on behalf of the owners and captain of the American sailing vessel William P. Frye in consequence of her destruction by the German auxiliary cruiser Prinz Eitel Friedrich.

"In reply, I am instructed by my government to say that it has carefully considered the reasons given by the imperial German government for urging that this claim should be passed upon by the German prize court instead of being settled by direct diplomatic discussion between the two governments as proposed by the government of the United States and that it regrets to find that it can not concur in the conclusions reached by the imperial German government.

"As pointed out in my last note to you on this subject, dated April 30, the government of the United States has considered that the only question under discussion was the question of the amount of the indemnity which should be adopted for ascertaining the amount of the indemnity to be paid under an admitted liability and it notes with surprise that in addition to this question the imperial German government now desires to raise some questions as to the meaning and effect of the treaty stipulations under which it has admitted its liability.

"If the government of the United States correctly understands the position of the imperial German government as now presented, it is that the provisions of article 13 of the treaty between the United States and Prussia, which is continued in force by the treaty of 128, justified the commander of the Prinz Eitel Friedrich in sinking the William P. Frye, although making the imperial German government liable for the damages suffered in consequence, and that inasmuch as the treaty provides no specific method for ascertaining the amount of indemnity to be paid, that question must be submitted to the German prize court for determination.

The government of the United States on the other hand, does not find in the treaty stipulations mentioned any justification for the sinking of the Frye, and does not consider that the German prize court has any jurisdiction over the question of amount of indemnity to be paid by the imperial German government on account of its admitted liability for the destruction of an American vessel on the high seas.

GERMAN CATHOLIC RECRUITING MUST MAKES PROTEST STOP IN U. S.

San Francisco, June 28.—After the federal grand jury, which is investigating alleged recruiting for the allies in San Francisco, had examined several of a party of nine so-called recruits brought back from New York today, a statement was made by United States District Attorney John W. Preston, intimating that sufficient evidence had been obtained to warrant indictment of a number of persons accused of having directed recruiting work.

Preston telegraphed New York federal officials tonight not to send on any more alleged recruits detained there as witnesses. The men brought back today were ordered held as "detained witnesses" in the United States district court. None gave bond, which was fixed at \$300. Frank Staples, one of the party, confessed that he was a deserter from the United States army, and was turned over to army officers for court martial. Besides the nine came Horace Sage, who returned voluntarily, paying his own fare. He was not detained.

All the nine said they were British subjects. Some said they had deserted from the British army. Fourteen of the original party sailed from New York recently on the steamer Arable, they said.

Edwin M. Stanton and Raymond Sarfaty, assistant United States district attorneys who came from New York with the men, said they probably would remain to assist local authorities in preparing the case. The men went from here in charge of a man known as Kenneth Croft, they said, and at Chicago were turned over to another man named Sullivan.

Canadian Casualty List.

Ottawa, Ont., June 28.—In an official statement issued by the militia department tonight, 100 names are added to casualty list of the Canadian contingent, fourteen of whom were killed in action. Private M. W. Hinkle of Leon, Ohio, and James Dickson of Pittsburgh are mentioned among the wounded.

Montenegrins March on Alessio.

Berlin, June 28, by wireless to Sayville.—A telegram received here from Scutari says the Montenegrins have occupied the Albanian harbor of Giovanini Medua, and are now marching on Alessio.

Italians in the Mountain Passes.

Rome, June 28.—Italian Infantry forces effectively supported by their artillery, have made important advances at both extremities of the Italo-Austrian front.

Advancing Rapidly.

General Cardona reports that the Italians are maintaining their positions everywhere and are advancing steadily.

All the papers here make mention today of the official denial of the statement that the ministerial council had considered the question of sending an expedition to the Dardanelles. The Messagero reflects the opinion of most of the Rome papers when it says that it has nothing to retract from what it published yesterday when it insisted upon the necessity of the quadruple entente using all the forces at its command in order to promptly secure a passage of the straits.

Wrestlers Ready for Big Event.

With the championship bout only two days off, Jack Hartbertson and David Jones, who are to wrestle for the middleweight title, were reported today as virtually ready to go on the mat.

Liquor Question in Utah Today.

"Wet" and "dry" issues are being fought out at elections under the call option law today in nine Utah towns and cities and in one county outside its incorporated communities.

Woman is Discharged.

Price, June 28.—Bertha Wilson, colored, charged with the robbery of a Japanese at Helper four months ago, was discharged today, as the complaining witness could not identify her.

Ready for Liquor Election.

Provo, June 28.—Great activity is shown by the dry and wet forces for the liquor election tomorrow. Automobiles and other vehicles have been secured by both sides sufficient to carry all voters to the polls who are not sufficiently interested or who for other reasons prefer riding to walking. There is, however, such general interest that in most cases no great urging will be necessary to get the voters out. Each side expresses confidence that it will win.

Admits Running Depot.

Price, June 28.—In the district court today Peter Zoldakis, charged with burning the depot at Scofield months ago, pleaded guilty to a misdemeanor and was sentenced to sixty days in the county jail.

At the Club.

"So our proposal was laid on the table, after all."

"I thought it would be closed."

PROVO OFFICIALS REJECTED IT ON THE GROUND THAT THERE WAS NOT THE NUMBER OF SIGNERS REQUIRED BY LAW. THE ELECTION WAS ORDERED HELD.

SANITATION MADE CANAL POSSIBLE

Salt Lake, June 28.—Dr. T. B. Beatty is back from attendance at the annual convention of the American Medical association, held at San Francisco last week, with a story to the effect that the sanitation experts, more than the engineers, built the Panama canal. Anyway, Dr. Beatty argues that engineers failed at the hereabout task until they were backed in their undertaking by the health guardians. A history of the work done at the Panama canal was given before the association delegates by Brigadier General William C. Gorgas, surgeon general of the United States army, who had charge of the work.

Dr. Beatty was especially interested in the discussion of public health problems and disease prevention. The sense of the convention was that every effort should be made by public health officers to obtain publicity in the newspapers for sanitation propaganda as a part of a campaign of education on disease prevention. Dr. Beatty said that an interesting exhibit of methods of making insects war against flies and disease-carrying insects was shown in connection with the lectures on public health and sanitation.

The exposition, says Dr. Beatty, is a magnificent showing of mastery conception on the part of the builders. He did not have time to visit the exhibit throughout, but took note of the fact that the Utah exhibition compared favorably with the general showing.

EARTH SLIDE CLOSES CANAL TO BIG SHIPS

Panama, June 28.—The slide on the west side of the Culebra cut section of the Panama canal, north of Contractors hill, has closed the channel to ships having a draft of more than 20 feet. The passenger ship Kroonland, which draws twenty-nine feet, has been delayed in sailing, but it is expected that she will depart tomorrow. The slide, though only a temporary one, is regarded as the forerunner of an important earth movement along the entire west bank for a distance of 4000 feet north of Contractors hill and 1500 feet back from the canal axis, including a large section of Zion hill.

SAYS SCHOOLS LACK SPIRITUALITY

Provo, June 28.—The Rev. F. M. Sheldon of Boston, who is general secretary of the Congregational Educational society, spoke last evening at the local church on "The Place of Religion in Education," and incidentally discussed the future of Procter academy. He stated that it was the purpose of their society to bring Procter academy and all their schools in this western country up to the highest possible standard. Mr. Sheldon stated that he was trying to secure the best teachers available and that Procter academy would be made one of the best schools in Utah. He stated that the public schools and the state universities were lacking in one particular, and that was spiritual development.

WHEAT AND RYE CROPS RESERVED

London, June 28, 5:40 p. m.—Herbert C. Hoover, chairman of the American commission for relief in Belgium, has concluded an agreement with General von Bisping, military governor of Belgium, providing that the wheat and rye crops in the zone occupied by the Germans shall be reserved for the civilian population.

DAY RELATIVELY CALM ON EASTERN FRONT

Paris, June 28, 10:25 p. m.—The following official communication was issued by the war office tonight:

"The day has been relatively calm on the whole front. There has been an artillery action to the north of Souchez, at Neuville and at Roclin-court. Arras has been bombarded by heavy guns.

Between the Oise and the Aisne, the artillery duels have continued to our advantage.

In the Argonne and on the heights of the Meuse, at the Calonne trench, the Germans after their check last night have made no further attacks.

"On the morning of June 27 one of our aeroplanes succeeded in dropping with success eight shells on the Zepplin hangars at Friedrichshafen. Motor trouble obliged him to make a landing during his return. He succeeded in reaching Swiss territory at Rheinfelden."

TRAMPS INFEST PARK CITY

Park City, June 28.—Park City is infested with tramps and it is not an uncommon thing for local residents to feed several each day. Many women have complained of losing sums of money, which fact they attribute to these tramps. Local officers have started a crusade against these idlers and each one that is arrested will be put to work on the roads. Judge Crossman is very desirous of ridding the town of this class of people.

READY FOR LIQUOR ELECTION

Provo, June 28.—Great activity is shown by the dry and wet forces for the liquor election tomorrow. Automobiles and other vehicles have been secured by both sides sufficient to carry all voters to the polls who are not sufficiently interested or who for other reasons prefer riding to walking. There is, however, such general interest that in most cases no great urging will be necessary to get the voters out. Each side expresses confidence that it will win.

ADMITTS RUNNING DEPOT

Price, June 28.—In the district court today Peter Zoldakis, charged with burning the depot at Scofield months ago, pleaded guilty to a misdemeanor and was sentenced to sixty days in the county jail.

AT THE CLUB

"So our proposal was laid on the table, after all."

"I thought it would be closed."

MUTINY OCCURS IN AUSTRIAN NAVY

Geneva, June 28.—Details of the Austrian naval mutiny in Admiral Spah's squadron at Pola reached here today.

The crew of one of the battleships, mostly Dalmatians, overpowered the officers and locked them in their cabins. They intended steaming out during the night to deliver the battleship over to the Italians.

The plot was discovered and the remainder of the fleet opened fire. The mutineers replied with all their guns for an hour and then hoisted the white flag and surrendered.

It is reported that the mutineers seriously damaged the dreadnought Radetzky. It is probable that all of them will be shot.

THIS DESCENDANT OF HARVARD'S FOUNDER NOW HARVARD GRAD



Lionel de Jersey Harvard.

The only descendant of the founder of Harvard University to graduate from that institution is Lionel de Jersey Harvard of London, who received his diploma last week. Young Harvard, who was the poet of his class, expects to join the British army at the front.

LIQUOR QUESTION IN UTAH TODAY

"Wet" and "dry" issues are being fought out at elections under the call option law today in nine Utah towns and cities and in one county outside its incorporated communities.

The Provo election occupies the place in the sun of interest. Provo, the third largest city in the state, is not now "dry," and the citizens will vote on the question on petition of citizens who are dissatisfied with the present condition.

Other towns now "dry" which will either affirm or repudiate their arid state today are Logan, the fourth largest city in Utah; Gunnison and Smithfield.

WOMAN IS DISCHARGED

Price, June 28.—Bertha Wilson, colored, charged with the robbery of a Japanese at Helper four months ago, was discharged today, as the complaining witness could not identify her.

READY FOR LIQUOR ELECTION

Provo, June 28.—Great activity is shown by the dry and wet forces for the liquor election tomorrow. Automobiles and other vehicles have been secured by both sides sufficient to carry all voters to the polls who are not sufficiently interested or who for other reasons prefer riding to walking. There is, however, such general interest that in most cases no great urging will be necessary to get the voters out. Each side expresses confidence that it will win.

ADMITTS RUNNING DEPOT

Price, June 28.—In the district court today Peter Zoldakis, charged with burning the depot at Scofield months ago, pleaded guilty to a misdemeanor and was sentenced to sixty days in the county jail.

AT THE CLUB

"So our proposal was laid on the table, after all."

"I thought it would be closed."

Summer Rash Washed Away

Two seconds you can stop that itchy rash from summer rash, ivy, sun, bites, hives, prickly heat, pimples or any skin troubles that come with sultry weather. Just a few drops of the milky soothing wash, D. D. D. Prescription, will give you instant relief or you money refunded. Ask also about D. D. D. Soap.

Culley Drug Co.

SUMMER EXCURSIONS

From
OGDEN AND SALT LAKE CITY
To
EAST AND RETURN



Kansas City \$40.00
St. Louis 51.20
Chicago 56.50
Memphis 59.85
Minneapolis 63.85
Proportionately Low Rates to many other points.

Return limit Oct. 31.
Liberal stopovers.
Diverse Routes.

Dates of Sale:—
June 30, 1915.
July 7, 14, 21, 28, 1915.
August 4, 11, 18, 25, 1915.
September 1, 8, 15, 1915.

For further information address
E. R. LEIS,
General Agent, A. T. & S. F. Ry.,
233 Judge Bldg.,
Salt Lake City. Wasatch 1123.

ROBBERY OF JEWELRY STORE IN SALT LAKE

Salt Lake, June 29.—Almost within sight of pedestrians who thronged the street, two daring bandits entered the store of the Smith Mercantile company, 4 West Second South street, at 6 o'clock last evening, and overpowered 14-year-old Aaron Smith, son of the proprietor, obtained diamonds valued at \$2000 and \$140 in money.

The bandits escaped, leaving no clue to their identity except a small gemstone watch and the meager description furnished the police by the Smith lad. A suspect, whose dress corresponded to that of one of the bandits as described by the lad, was arrested and held. He gave his name as Jack Bruin.

Just at 6 o'clock Louis Smith, proprietor of the store, left for a nearby restaurant, leaving his son in charge. A moment later a medium-sized, well-dressed man entered the store, and calling Aaron Smith, handed him the gemstone watch with the remark, "I want this fixed."

At the same instant while the lad was looking at the watch, the robber pulled a gun, and taking a firm hold on the lad's throat, forced him to the rear of the store. The boy was threatened with death if he should cry out.

Locks Boy in Closet

Then with great precision and caution the bandit opened a closet door and pushed the boy through the door, asking where the money was hidden. "Never mind," remarked the bandit, as he closed the closet door, "I will find it. All you have to do is to keep quiet."

Through a crack in the door the boy watched the operations of the bandit and saw him joined by a companion, who was carrying a small paper sack, which he had filled with diamonds taken from the show window in the front of the store. The boy saw the assailant lift a tray which contained money, the day's receipts, and empty it into his pocket.

Then after another warning to the boy to remain quiet, saying they would kill him if he made any attempt to cry out for help, the bandits departed. In a mirror hanging on the wall in the store the Smith lad saw the two robbers leave through the front door, and then he quietly hurried in the same direction. He was unable to see either of the men. They had completely disappeared. The theory has been advanced that they left in an automobile or caught a passing street car.

AUSTRIANS AND GERMANS CONFER

Frankfort, Germany, via London, June 28, 11 a. m.—The Berlin correspondent of the Frankfurter Zeitung, who has close relations with the foreign office, surmises that one purpose of the visit of Chancellor Von Bethmann-Hollweg and Foreign Minister Von Jagow to Vienna is to discuss what steps may be taken to counteract the efforts of the Entente powers to induce the Balkan states to join them in the war.

A dispatch from Vienna yesterday stated that Dr. Von Bethmann-Hollweg and Herr von Jagow had arrived there for a conference with Emperor Francis Joseph and the Austro-Hungarian foreign minister.

SHERIFF SHOTS SELF BY ACCIDENT

Pocatello, Idaho, June 28.—Sheriff D. B. Jeffries of Power county was seriously wounded and probably died today by the accidental discharge of a revolver. The bullet struck him at the knee, penetrating the leg and emerging at the hip. Sheriff Jeffries was in his home at "Le Time." He reached for his revolver on a shelf. The revolver dropped and was discharged when it struck the floor.

"COURT WEEK IN HEAVEN"



Theme tonight at the tent, Washington Avenue and 26th Street. Come. Free pictures.

FIRST NATIONAL BANK

OF OGDEN, UTAH,
U. S. DEPOSITORY.

Capital and Undivided Profits \$2,500,000.00
Deposits \$200,000.00
M. S. Browning, President
John Watson, Vice-President
L. R. Eccles, Vice-President
R. B. Porter, Vice-President
James I. Burton, Cashier
Sumner P. Nelson, Asst. Cashier

SPECIAL This Week!

Ladies' and Men's Suits French Dry Cleaned and Pressed

95c

The Dollar Cleaners

We call and deliver
PHONE
513
2562 Washington Avenue.

4% ON SAVINGS COMPOUNDED QUARTERLY

EUROPEAN CAPITAL

formerly an important factor in American industry, for the next generation is going to be very scarce.

We must finance our own enterprises, and the money to do it is to come from the SAVINGS of the people rather than from the coffers of a few big capitalists.

Through a savings account in the Ogden State Bank gradually put yourself in the position of a lender. It will mean sure profit to you.

OGDEN STATE BANK

CAPITAL & SURPLUS \$250,000.00

BUY OUR MAZDAS

Save 2-3 of your juice.

"They Stand Both Jolts and Volts."

ELECTRIC SERVICE CO.

425 24th St. Phone 88.

MILK TEST MADE PUBLIC BY CITY

That the bacteriological test of milk from the Weber county dairies, made by state and city health officers a few weeks ago was productive of good results, has been indicated by another extensive test. The official score of this test, showing the bacteria count and general conditions is as follows:

| | |
|---------------------------|---------------------------|
| General Average..... | SH H |
| Bottle Contamination..... | H H H R D |
| Butter Fat..... | M H R H R |
| Bacteria..... | H R H R D L |
| Average..... | H R H R D L |
| Count..... | T T A |
| Dairy..... | H R H R |
| Boylance | 7,900 33.4 3.7 3 91.58 |
| Oakland | 5,200 33.8 3.4 4 91.83 |
| Hite | 343,000 4.0 3.75 57.80 |
| West Side | 5,500 33.8 4.5 4 91.33 |
| Irving | 2,000 34.6 3.8 4 87.37 |
| Miller | 2,900 34.5 3.2 3.50 87.60 |
| Barker | 1,100 34.8 3.5 3.50 93.80 |
| Allred | 5,700 23 3.9 3.75 76.50 |
| Mt. Ogden..... | 7,400 33.4 3.9 3.75 94.45 |
| Hall | 5,700 33.8 4.2 3.75 93.20 |
| Model | 5,300 24 4.5 4 85.50 |
| Koons | 386,000 4.6 5 62.75 |
| Uintah | 4,600 34 3.2 4 87.75 |

HEATING INSURANCE

By The Campbell System

THE question of home-heating is the big problem up here in the Northwest—important—not only for comfort but for health and life itself. That is why it will pay you from every point of view to investigate the Campbell method of heating.

You should lose no time in deciding on the system by which we confidently assure you even, regular heat, and good ventilation—in all times and weathers.

CAMPBELL'S WINTER CHASER

has this enormous advantage that you are bound to be satisfied; you run no risk of getting the wrong plant. The Campbell Heating Co., of Des Moines, Iowa, is with us in this plan which insures heat satisfaction, warm floors, no drafts. We submit to them your personal needs for heating; they make expert plans and specifications, guarantee to heat your home with moist, warm, clean air up to 70 degrees in the coldest weather—or they will not undertake it at all.

Fuel-saving is a big factor for the Campbell Heating System and the large fire-pot—reservoir—the big air-chamber and entrance door in jacket—all are vital reasons why the Winter Chaser is best. Will you let us explain more fully?

NEWMAN & STUART
2254 Washington Ave.